

RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2622

PATENT APPLICATION
Docket No.: 9898-315
Client Ref. No.: SS-19291-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Min-Ho KIM

Serial No.: 10/803,696 Examiner: Natnael, Paulos M.

Filed: March 17, 2004 Group Art Unit: 2622

Confirmation No.: 7834

For: APPARATUS AND METHOD FOR DETECTING AND
SELECTIVELY FILTERING CO-CHANNEL INTERFERENCE

Date: September 22, 2008

Mail Stop Board of Patent Appeals and Interferences
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed June 20, 2008 finally rejecting claims 1-24. The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

other than a small entity
 small entity. Verified statement attached already filed on _____.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

small entity \$255.00
 other than a small entity \$510.00

Notice of Appeal fee due **\$510.00**

3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 CFR 1.191 are subject to the provision of #1.136 for patent applications 37 CFR 1.191(d). But see 37 CFR 1.645 for extension of time in interference proceedings and 37 CFR 1.550(c) for extension of time in reexamination proceedings).

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(a) Applicant petitions for an extension of time under 37 CFR 1.17 (a)-(d) for the total number of months checked below:

Extension Fee:

| | <u>Months</u> | <u>Small Entity</u> | <u>Other Than Small Entity</u> | |
|--------------------------|---------------|---------------------|--------------------------------|-----------|
| <input type="checkbox"/> | one month | \$ 60.00 | | \$ 120.00 |

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 510.00

TOTAL FEE DUE **\$ 510.00**

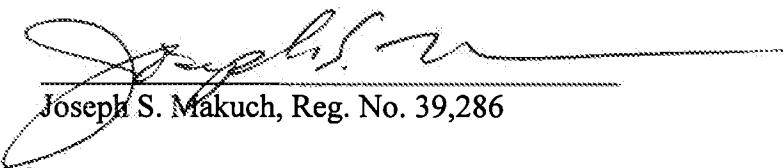
5. FEE PAYMENT

PTO Form 2038 authorizing credit card payment though e-filing for the above-listed fees.

Any deficiency or overpayment for extensions of time or claims should be charged or credited to deposit account number 13-1703.

Customer No. 20575

Respectfully submitted,
MARGER JOHNSON & McCOLLOM, P.C.



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